App. F. IX-4

1936.7
(Mus)

File No. 165-36

Serial Nos. 1540
1-8

Previous References
Mus 20-31-142
" 88-30-546
" 19-23-142
" 88-30 1-4

~~*Letter References*~~
Law 76-32-48
Mus 740-88-142
" 45-3-17-142
" 401-14-546
" 401-14-1,2,748
401-14-324
" 38-24-1-18, 20-22
223-3-1-22

GENERAL AND REVENUE SECRETARIAT.

Dep 21 of 38

Serial Nos. Nil

Part B for Jan.y 1938.

SUBJECT.

Affairs of late Mr Bobbali Narasimhaiya
Chetty Chantly - Residents Bangalore etc.

Endt no 925-8 6.1.1938 to the petitioner
informing that there are no reasons to interfere
with the order of the Mysore Commissioner

WD 0295—GPB—22,500—13-8-37

G. R. S. APP F. III—1] 1936.7

GENERAL AND REVENUE SECRETARIAT.

(May)

NOTES.

File No. 165 36

FILE HEADING.

Re: Endowment of late Rao Bahadur Narasimhaiya Chetty — Sadarmangala — Bangalore —

FROM P. Chandrashekara Setty merchant Basavanagudi Bangalore city.

No. — Dated 9.1.37 Received 12-1-37.

Diary No. 664	Enclos 4	Spare copies —	Serial No. 1

BRIEF ABSTRACT OF LETTER

Appeal against the order of the Mysore Commissioner in the matter of — limiting the Capitation of the endowment reserved to himself to Rs 12000/— and requests that arrears of subsistence amounting to Rs 1200/— for four half years ending 31.12.35 — be paid to him instead of adding them Corpus of the Fund of the Institution for utilising the said sum and thereby the improvement of the Institution.

NOTES AND ORDERS.

(1) Prayer 8 (iii) the petitioner also prays that a Stay order may be granted and the Court asked to defer apportioning the sum of Rs. 12000/— or any other sum of interest to the Corpus of the Fund pending final disposal of the appeal.

(2) A separate memorandum of petitioner's prayer for a stay order [illegible]

x Page 4 of the P.4-p

A.

NOTES—First Sheet

WD 02552—GPB—5,000—10 7-30

Re: Mopalli Narasimha Sastry
and others Vs. Chandra Sekhara Sastry

File No. 165 of 193 General and Revenue Secretariat

of this.

3) As regards P.W.D, if appeal & connected records with reference will be called for.

B. Sir

GV 25-1-37. (3) A. Yes.
B. Yes.

2
25/1/-

As regards the petitioner's prayer, and the means of communication to parties in the P.W.D

5) Sir.
2
27/1/-

TYPING SECTION
27 JAN 1937
GENL & REV. SECTT.

2

To. The Revenue Commissioner
No. 1045 of 28-1-37
Please peruse and favour of a report with records.

No 1046 dt 27/1/1937 to Mr P. Chandra-Sekhara Sastry, the petitioner, called for a separate application duly stamped in connection with a stay order prayed for by him.

Letter no He 44/36-37 of 20.4.1937 from the Revenue Commissioner submitting records relating to the appeal filed by Mr Chandra Sekhara Sastry in regard to the endowment of late Mr Mopalli Narasimha Sastry for the Chattram at Siddicutte Bangalore City

Re: affairs of Polepalli Narasimhachetty's Chavadi

General and Revenue Secretariat — Mag — File No. 165 — of 193 — [App. F. III—2

Serial No.	
6	The entire records received from the Collector of Kolar to Law Secy for office & action in connection with D.No. 5316 & the file be worked up & records & soon after the receipt of the entire records [illegible]
	Gr B/5
	To Polepalli Narasimha Chetty's Chavadi in Doddapalli Bangalore city is not [illegible] any Cash grant or land grant for its Subsistence. It is found from the records to be a Self-Subsisting institution entirely depending on the endowment made by the late Mr. Polepalli Narasimha Chetty. (Vide G.O. No. 1822-4/ Mag 740-08-1 & 2 of 26.1.1910); the donor has admitted in a statement of 28/6/1909 executed before the Mag. Bangalore Supdt. that he is ready to deposit a Sum of Rs 10,000/- at the rate of 4 per cent interest, the interest thereon being used for daily worship in the temple built in the premises of the Chavadi & for meeting the pay of the watchman & the Bhajantharis. He has stated also that he himself would manage the affairs of the Chavadi during his lifetime & that thereafter [illegible]

Note—Contn. Sheet.

W.P. 6417—C.P.Lb—30,000—8-9-

File No. 165 of 1936-7 | General and Revenue Secretariat

Serial No.

He has further agreed that proper accounts relating to the management of the Chattram and other maintained & proceeds for the inspection of my officers when called upon to do so. 3 failing which Govt may step in and take away the management ; further he has stated that he would make a further deposit so as to meet the Cost of feeding daily certain number of Vaishnavas & Brahmins and for repairing the Chattram building & of providing for the utensils of the deity in the temple. After the demise in 1912 of Pedapalli Narasimha Setty the donor the present pet his grandson a minor then has stated on 23.12.1914 that worship is being conducted regularly out of their private funds & regular accounts maintained for the amount expended & prayed that out of interest on Rs 10,000/- endowed by his grandfather, interest for six months from July to Dec 1914 may be paid to him and the balance of Rs 2000/- added on to the endowment already made. This was sanctioned & Govt. order 2283-4/Mis 401-14-8 of 574/1916. KS.

This clear from the D.C's report of 28.9.1915 that only two Vaishnavas as attached to the Choultry were in existence then & that since therefore was used for Hatchubattada & Mens.

General and Revenue Secretariat — Mucz File No. 165 of 1936-7 — [App. F. III—2

Serial No.

In April 1915 the present petr wife of his guardian approached Govt praying for an additional endowment of Rs 15,000/- with a view to feed Brahmin & Vysya students; his petn was sent to Compr to issue necessary instructions to the D.C. & receive the further deposit (Vide no 2270/Mucz 401-14-6 of 20.4.15) In fact no additional deposit is found to have been made - vide D.C's report of 20-2-18 - Even now this remains unpaid. Donti Narayana Setty went on drawing the interest during the minority of the present petitioner (his father died on 4th Feb 1926. vide petn no 2326-8/Mucz 453-17-2 of 14-3-1918). Subsequently one Annapoornamma, the adoptive mother of the present petr Complained against the Management of Donti Narayana Setty and went the length of applying to the Dt Judge's Court for the transfer of Rs 13000/- out of S.B. Book no. 3359 to the Muzrai Dept so as to raise the endowment to 25,000/- as originally intended by the deceased Dona, her father-in-law. Her request was allowed by the Court. This was later objected to by the father-in-law of the present petr and requested that the above proceedings may be deferred until his Son-in-law would attain majority.

(Mucz 38-pte 1-8-20-vj)

NOTE—Contn Sheet.

WD 0417 GPS—80,000—8-9-36

Mucy File No. 165 of 193 6 · 7 | General and Revenue Secretariat

Serial No.

The D.C. Mangalore on 3/11/26 wrote to the Dt. Judge-Bangalore ✕ L
Dist for a remarks with the request of the present power
so far as the sum of Rs 13,000/- already
been to be transferred to the mag dept is concerned
& that the P.P. appears on behalf of Govt
to argue the case. Subsequently the Executive Engineer
issued memo here that Govt have no interest in it
except to see that of the amount is produced by
any of the parties concerned, suitable arrangements
would be made for the Management of the
Charity - (Vide No 1346/ Mucy 38-24-18
dy 23/4/26)

11) Later on in Dec 1930 the present
power came in a matter which occurred before the
M.C. agreed to carry out the intention of his
grandfather & sanctioned the endowment to Rs 25000/-
part
in fulfilment of which he consented to give to the mag dept.
3 Shops in Avenue Road B-2-C/-
Valued at Rs 5000/- & fetching a rent
of Rs 28/- p.m. & that the remaining 8000/-
would be given in the shape of immovable
property in course of three years & that
himself
till then he should bear the cost of
Keeping in the Chattram. In the circumstances
he prayed for an enhanced rate of interest viz
at 5% per cent.

Serial No.

Cir. the recommendation of the M.C. this was sanctioned in G.O. No. 1584-5/Rev. 89-30 dt. 15/6/31. According to this order, the petr. has to give three shops fetching a rent of Rs. 28/- p.m. to the Control of Mrs. Welsh; in lieu of these, as seen from the later correspondence he has managed to give one house in possession of his adoptive mother viz. ML No. 28 in Avenue Road; this has been sanctioned in G.O. No. 2679-80/Rev. 89-30-6 dt. 15/6/1931, although there is a diminution of income by Rs. 31- every month.

Later on as seen from Law Sec.t File 76-32-1-8, Annapurnamma, the adoptive mother of the petr. raised objections to the petr. having given ML No. 28, in Avenue Road in place of Rs. 13000/- in lieu of the balance of endowment. In view of this, the M.C. has been asked to call upon Mr. Chandra Sekhara Setty (the present petitioner) to give over for the Charities some other property of equal value. (Vide No. P 6029/Law 76-32-7 dt. 19.5.33).

NOTE—Contn. Sheet.

WP 0417—GPI—80,000—8-9-36

8)

Re: affairs of Polepalli Narasimha Chetty's Charities. Bangalore city.

Mercy File No. 165 of 1936-7 | General and Revenue Secretariat

Serial No.

he has admitted his inability to raise the endowment as undertaken by him & agreed that the interest on the endowment of Rs 12000/— already existing may be added on to the Corpus of the fund from time to time & that the total endowment Comes to Rs 25000/- & that then he would Carry out the Charitable Object without giving room for any Complaint as per Scale that may be presented by the Mercy Dept. This has been agreed by the M.C. (Vide his ord no R Dis 43/35-36 dt 29.8.35) D2 5.

As the petitioner failed to raise the endowment to Rs 25000/- within the time agreed upon by him, the interest on the endowment was reduced from 5 per Cent to 4 per Cent. This has been suggested by the Comptr. in his letter dt 8/8/34 X

Re: the P.W.D, it is respectfully Submitted that this Cannot be termed a regular appeal. Vide minutes dt 5/3/36 of the first member in para 17 of Mercy 213-35-4 X9 Back up for recee & also the revised Sec 38(2) of the Mercy Regulation now in force). No point of law is urged in the Case.

Serial No

V2

15) The facts of the case have been fully reported by the D.C. Bangalore in his letter no C 3 1080/27-28 of 1-7-36 addressed to ... It is reported that the petr has taken into the account of the Chairman & the temple the rent of Shops from 1-1-36 to ... & that the income for the period will be more than the expenditure. As per accounts furnished by him. How far this is to the credit of the petr is a matter for consideration.

16) In para 5 of the P.M. the petr says that the M.C. has failed to consider the amount spent out of his own pocket for the construction of Shops so as to raise the income of the Instn. The records disclose that this construction has been done without obtaining sanction of ... Any objects which can not be admitted a plea for the irregularities noticed by the D.C. Bangalore.

17) The petr prays that the income of the Instn may be limited to Rs 12000/- as a scale sanctioned by ... is not ...

NOTE—Contn. Sheet.

10) Re affairs of Polepalli Narasimha Chetty's Chatram Bangalore

General and Revenue Secretariat

File No. 165 of 1936-7

Serial No.

undertakings; in the circumstances whether ~~there is any reason to interfere with the fee agreed~~ the Mr. C.S. and Mr. 62/36-37 * P.W.D. he of 11-9-36 ~~is unable to find for~~ — v. by a Civil ~~Court~~ in view of the reasons stated in the his order is a point for orders. The 6-10-37 income of the charities excluding the interest on the amount invested as a charitable by the Mysore Court is considered to be sufficient for the meeting its expenses. The necessity for payment of the interest on the this amount to the petitioner has not been explained by him. As the petitioner is not entitled to make any profit out the income of the charities, it is a point for orders whether his claim to the payment of interest ~~in the~~ on the deposit is justified and should be complied with.

5-10-37. (1) The reasons of the petitioner are:—

(1) That as the endowment may be taxed at Rs 12,000 & that no deductions from the interest were made by the Income Tax Officer by that the amount of interest up to 31-12-1935 was paid to him without deducting anything on account of

Re: Endowment of Pollepalli Narasimha Chetty's Charities Bangalore

General and Revenue Secretariat — Mem. File No 165 of 1936 — [App. F. III–2

Serial No.

Copies
(3) that interest at 3½ per cent be credited to the account on the 1st January
(9) The last recommendation is already in practice and the higher rate was introduced in the hope only till the date of revision by Govt. i.e. from 30-7-1935.
(10) The second recommendation also not practicable as the petitioner himself agreed that the interest may be added to the capital
24 As regards the first VC whether interest can be in future should (should) not be added to the capital, there is some difficulty. This could be done as soon as the petitioner undertakes to find some funds at his cost as the interest amounts will be received from the charities. Govt. (for any) reason (should) the wealth to carry over [illegible]

NOTE—Contn. Sheet.

12) 168 Re: Endowment of Rdesphalli Narasimhachellaya Charity Bangalore — 2669/37

Mis File No. 165 of 1936. General and Revenue Secretariat

Serial No.

promise. The whole arrangement may have to be revised. In a case of charity like this, it is also doubtful if Govt. can force the petitioner to agree to the addition of the interest to the corpus of the fund if there is a likelihood of the object of the trust not being carried out. Law Secy may also be consulted about this aspect

GENERAL SECRETARIAT
11 OCT. 1937
2139

1) Yes Govt 9.10.37

Gen. Secy

Asst Secy (Law) 11/11/37

14/ Law ASWR 1.11.37

2) The petitioner has agreed from time to time that the interest may be added on to the Corpus of the endowment fund till it is raised to Rs 25000/—. Even in his petition of 2nd April 1936 (Flag Ex.) he again reiterates his old promise and agrees to an annual interest on the amount being added on to the Corpus. He wanted, however, that two years accrued interest

Bkd Petn. book
108

Serial No.

should be given ~~and~~ to him, and the arrangement given effect ~~to~~ from the succeeding official year. But the Mungrai Commissioner did not permit him to go back on his previous understanding and directed that the accrued interest should be added on ~~to~~ the corpus. The petitioner therefore wants to give up all his previous undertakings and requests that the corpus of the endowment should be permanently fixed at Rs 12000/-. This does not seem to be a fair request at all. In fact, along with his petition of 2.4.36, ~~to~~ the Mung. Commr, the petitioner submitted a scale of income and expenditure (excluding the interest on the endowment) which has been only sanctioned by the Mung. Commr. Thus on the basis of the undertaking given by the petitioner, particular course of action has been adopted, and the petitioner cannot be permitted to go back on his previous undertakings.

BKR
5.12.36

Asst Secy
Mung Dept
W.C.

2.) In the view above furnished,

NOTE—Contn. Sheet.

WD 0281—GPB—30,000—13-9-37

14) 1008

P Nepalli Narasimha Chetty
Chantiry — Bangalore —

M/13 File No. 165 of 1936-7

General and Revenue Secretariat

The petition of the petitioner has to be rejected. If however the Govt does not Govt 6.12.37
Contribute towards the expenses of funding, the whole arrangement may have to be revised
Govt
6.12
Gen: Secy

GENERAL SECT.
6 DEC. 1937
3208

26) For perusal.

27) This foundation of the original donor seems most reluctant to let the charity work smoothly.

28) He agreed at first to the funding of the interest from '34. He then asked that it should be done from '36. The M.C. refused.

29) He now says that it need not be funded at all. This is a very unreasonable attitude and hardly consistent with the idea with which the charitable deposit started.

30) The appeal may be rejected. If the petitioner should raise further trouble there will be time to consider how to deal with him.

Govt 20/12/37 Govt

First Member

31) 1/02 — 21 | 12 Govt 24/12/37 Govt

OFFICE OF THE FIRST MEMBER
DEC 20 1937
No. 3781

Mug appl no
P Nagabhushana Chetty's
Petn

General and Revenue Secretariat — Mug File No. 165 of 1936. [App. F. III—2

Serial No.

Home Un
No 925 96.1.1938.10 — Mr P. Chandra Sekhara Setty intimating that there are no reasons to interfere with the orders of the Huzur Commissioner in regard to the affairs of P Nagabhushana Setty's Chowltry at Siddicutta, Bangalore City.

Memo no 926—96.1.38—to the Huzur Commissioner forwarding copy of the above for information and returning records received from him on the subject.

B
12-1-38

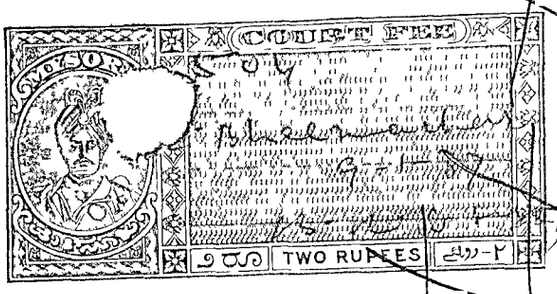
GEN'L & REV. SECRETARIAT
15. JAN. 1938
MYSORE

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-8-37

File No. of 193

General and Revenue Secretariat



(16)

Presented by
P Chandrasekhara
9-12-37.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE. B A N G A L O R E.

MUZARI APPEAL PETITION NO. 26 OF 1936-37.

APPELLANT:- P. Chandrasekhara Setty, Merchant, residing in Basavanagudi.2nd Cross. B A N G A L O R E C I T Y.

UNDER SECTION 3 8, CLAUSE. 2. CHAPTER.VI. of - THE RELIGIOUS AND ENDOWMENT REGULATION OF 1927.

The appellant abovenamed most - - humbly and respectfully begs to prefer this appeal against the Orders.No.Dis. 62 of 36-37 dated the - 14th/16th September 36 and P.C.No. 119 of 1936-37 - dated the 1st December 1936 respectively, passed - by the Muzrai Commissioner in Mysore, Bangalore - - rejecting the proposals made by this appellant - - in his applications dated the 2nd April and - - - 23rd September 1936, regarding the fixing up of the Corpus of the Endowment at Rs.12,000/- and directing adjustment of arrears of interest amounting to - - Rs.1,200/- and further interest to the Corpus till it reaches Rs.25,000/- in respect of the Endowment made by the appellant's late grand father Mr. Pole--palli Narasimhaiah Setty, Bangalore City, among - the

P. C. Setty

the following other grounds.:-

FACT$ OF THE CASE.

1. The appellant's grand father Mr. P. Narasimhaiah Setty, offered an Endowment of - Rs.10,000/- in 1910 for the maintenance of Temple and chattram built by him near the new Market, - Bangalore City, with a pious intention to deposit a further sum not exceeding to Rs.25,000/- which offer was eccepted by the Government in their - - Order No. 1822-4- Muz 740-08-2 dated the 24h Janry 1910. As the Donor could not fulfil his promise - during his life time, a sum of Rs.2,000/- was added on to the Corpus out of the accrued interest during the year 1916 thus making an aggregate of Rs.12,000/-.

2. The management of this Institution was - vested in the hands of this appellant during the - year 1930 in pursuance of the orders passed in - - O. S. No. 19 of 1927-28 on the file of the District Judge, Bangalore, and eversince, the appellant - - besides carrying out all the desires and intentions cherised by the Donor, has also improved the - - - Institution (1) by constructing shops in front of - chattram and (2) additional accomodation in - - chattram premises and Electric instalation to the - Temple and chatram shops at a cost of about Rs1500/- Rs.2000/- and Rs.250/- respectively out of his - - private resources.

3. The Government in their Order No.1524- 5. Muz.89-30-6 dated the 14th July 1961, were - - -

pleased P. C. Setty

pleased to raise the rate of interest from 4 to 5 per cent on this endowment upon this appellant's volunterily undertaking to raise the Corpus up - to Rs.25,000/- which he did offer, in good faith and expectation of realising more income to meet - the necessary requirements of this Charity and in - pursuance of such offer, endowed an immovable - - property worth of about Rs.5000/- to prove his - - bonafide intention in keeping up to his promise - and yet the concession in allowing the increased - rate of interest has been withdrawn by the Muzrai Commissioner in Mysore, Bangalore, in his order No. Dis.62 of 36-37 with a direction to add the - - - arrears of interest and further interest as well to the Corpus till it reaches Rs.25,000/- then - - payment to this appellant and his further represen -tations of facts have been summarily rejected. Hence this appeal.

GROUNDS OF APPEAL.

1. The decision arrived at by the - - Muzrai Commissioner in Mysore, without giving an - opportunity to this appellant to represent his - - grevances is arbitrary and prejudicial to the - - benifits of the Institution and is further opposed in law and equity.

2. The learned Muzrai Commissioner - - was not pleased to attach due weight and importance to the representations contained in the appellant's applications dated the 2nd April 1936 - and 8th Sep 1936 and is not justified in decept- -ing

accepting the recommendations made by the Deputy Commissioner, Bangalore District.

3. The learned Muzrai Commissioner in this connection, has not considered the aspect - of this appellant performing his undertaking, - in part, by endowing an immovable property worth of Rs.5,000/- and his further offer to add the - annual interest earnings to the Corpus till it - reached Rs.25,000/- on the presumption that the enhanced rate of interest at 5 per cent on the - cash Endowment would continue. Hence the orders passed by the Muzrai Commissioner reducing the - rate of interest from 5 to 4 per cent and to add the accruing interest to the Corpus are void.

4. The learned Muzrai Commissioner - - ought to have passed orders either to add the - - interest accruing, allowing 5 per cent to the - - Corpus till it reached Rs,25,000/- or in case of reduction in the rate of interest from 5 to 4 per cent, fix up the Endowment to Rs.12,000/- only - and pay the half yearly interest on the same to - this appellant towards the current expences of - the Institution.

5. The learned Muzrai Commissioner has - not taken into consideration of the recent invest- -ment made by this appellant at his own cost, to improve in status, of permanant buildings, to - yield rental realizations, which is quite indepen- -dant of the one made by the Donor late Mr. P. -

P. S. Set

P. Narasimhaiahsetty, and also the fact of non--possessing of any grant or aid by Government - as is allowed to several other Institutions in - this state, other than this private Endowment, by Mr. Polepalli Narasimmaiah Setty under the Govt; Proceedings No.1082-08-82 dated the 26th January 10. Hence the recommendation made by the Deputy Commissioner, Bangalore District, in this respect - is void.

6. The learned Muzrai Commissioner -- ought to have taken into consideration about the - satisfactory progress in the management of this -- Institution eversince it was vested in his charge as evidenced from the half yearly accounts and - annual reports submitted by this appellant under - Rule 4 of the Rules framed in respect of interest being payable on this Endowment of Rs.12,000/-, - over which alone, the Government in the Muzrai - Department is directly concerned. Hence the -- orders passed by the learned by the Muzrai -- Commissioner in Mysore, on the recommendation of the Deputy Commissioner, Bangalore, to take the - rent realizations also into account under the -- Income side of the scale is incorrect and uncalled for in as much as such realizations form part of - a private charity resources as submitted in Para 5. Supra.

7. The learned Muzrai Commissioner - erred in failing to consider this appellant's -- proposal regarding the utilization of all further - interests amounts in constructing some more --- additional accomodation and godowns to the present buildings, which would be very profitable in the - best intrests of this charity trust to accomodate

TO BE P.—

the same with the Government at such a low rate of interest at 4 per cent intended to prevail in future on charitable deposits, as such Income - would be in adequate to meet the necessities of of this Institution.

8. The learned Muzrai Commissioner - ought to have passed an order directing the pay - -ment of arrears of interest amounting to - - Rs.1,200/- representing four half yearly interest ending with 31st December 1935, for which, - - accounts and reports have already been submitted, as final orders regarding the appellant's offer - were not communicated to him till then and - - though this appellant represented to utilize this sum for purposes mentioned in his application date 23-9-1936, rather than the appropriation of the same to reimburse the expenditure incurred by him out of his private income during the period, for which he is entitled to.

P R A Y E R.

Under the foregoing circumstances, the - appellant most humbly and respectfully prays that the benign Government of His Highness the Maharaja of Mysore, may graciously be pleased to call for - the entire records relating to the Endowment on - the file of the Muzrai Commissioner in Mysore, - Bangalore, and be pleased to set aside his Oder - No. Dis. CR of 36-37 dated the 14th/16th Sep 1936 and directing that the Corpus of the Endowment -

P. L. Setty

Endowment may be permanantly fixed at Rs.12,000/- and sanctioning the scale for the interest realizations thereon as per scale enclosed;

(ii) further be pleased to direct the payment of arrears of interest of Rs.1,200/- for four half years ending with 31st December 1935, to this appellant instead of adding to the Corpus of the funds as directed by the Muzrai Commissioner since this amount also would be utilized towards the improvements of the Institution; as otherwise the Institution work would suffer greatly;

(iii) and the appellant, further, most respectfully prays that a stay order may graciously be passed immediately communicating the Comptroller in Mysore, Bangalore, to defer from adjusting the sum of Rs.1200/. or any other sum of interest to the Corpus of the Fund, pending final disposal of this appeal before the Government.

Bangalore.
9th January (937)

P Chandrashekara Setty
APPELLANT.

N Bheemacharya
Advocate for Applt.

Documents filed.

1. Original Order No. Dis 62 of 36-37 passed by the Muzrai Commissioner.
2. - do- No. P.C.No. 199 of 36-37-
3. One vakalat.

P 43 / Mis 165-36-2 P 28-1-37

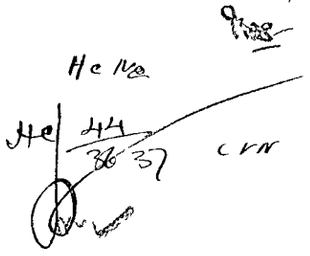
23 Forwarded both compliments to the Mysore Commissioner for favour of reports both connected records —

By order — —

Mir Yafar Imam —

A/c General Section

Gl Bo Sec



SCALE OF INCOME AND EXPENDITURE RELATING TO THE TEMPLE AND CHATTRAM BUILT BY LATE MR. POLLPALLI NARASIMHAIAH SETTY, at SIDDIKATTA. B A N G A L O R E C I T Y.

Details.	Per month.	Per Year.
1. Income by way of Interest Payable on the deposit of of Rs.12,000/- at 4% per annum	Rs.40/-	Rs.480/-
	Total 40/-	Rs.480/-

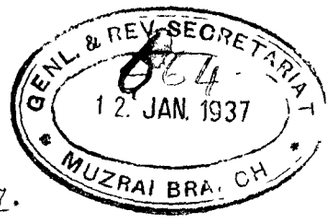
E X P E N D I T U R E.

1.	Monthly salary to Archik.	Rs.4-0-0
2.	Mantrapuspam.	Rs.1-0-0
3.	Rice for Nitya Naivedyam per month.	Rs.6-0-0
4.	Oil for Akanndalam.	Rs.2-0-0
5.	Monthly salary to Watchman.	Rs.12-0-0
6.	- do - to Musicians,	Rs.4-0-0
7.	- do - to Sweeper.	Rs.2-0-0
8.	- do - to Thoti.	Rs.2-0-0
9.	Monthly light Bill	Rs.3-4-0
10.	Miscellaneous expenditures such as Abnisekham samns and other pooja samagrics Etc.,	Rs.3-12-0
	Total Rs.40-0-0	Rs.480-0-0

Bangalore City.
7th Dec 19..

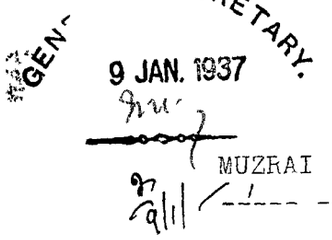
P. Chandrashekara
Setty

Mr. G.S.



1936-1937.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE. B A N G A L O R E.



MUZRAI APPEAL PETITION NO. OF 1936-1937.

xM.

APPEAL AGAINST THE ORDERS NOS. DIS 62 of 1936-37 DATED THE 14th/16th SEPTEMBER 1936 AND No. P.C. NO. 119 OF 1936-1937 DATED THE 1ST DECEMBER 1936 PASSED BY THE MUZRAI COMMISSIONER IN MYSORE. BANGALORE. IN THE MATTER OF ENDOWMENT OF LATE MR. POLEPALLI NARASIMHAIAH SETTY. SIDDIKATTE. NEAR NEW MARKET. B A N G A L O R E C I T Y.

APPELLANT:- P. CHANDRSEKHARA SETTY. MERCHANT. RESIDING IN BASAVANAGUDI. BANGALORE CITY.

ADVOCATE FOR APPLNT

ORDER OF THE MUZRAI COMMISSIONER IN MYSORE.

Reference:-

This office order No.R.Dis.43/35-36 dated 29-8-1935 passing orders on the affairs of Polepalli Narasimhiya Setty's Chattram at Gidrikatte, Bangalore City.

Petition dated 2-4-1936 presented by Mr. P. Chandrasekhara Setty, submitting a draft revised scale of charges and expenditure for the institution and requesting payment of the arrears of interest on the endowment.

Letter No.43-1090/27-28 dated 1-7-1936 from the Deputy Commissioner, Bangalore District, reporting on the above.

Order No. RDis.43/36-7 Exec.1 Bangalore, dated 28-8-1936

In his petition referred to above, Mr. Chandrasekhara Setty makes the following requests:-

(i) That the scale as revised now, the income, bills of which are confined to the rent of shops etc., may be approved, his undertaking to feed not less than 6 Vaishya and 2 Brahmin students out of his private funds;

(ii) That the interest on the completed endowment of Rs 12,000 be added on to the corpus of the charity and it reaches the maximum amount of Rs 25,000,

(iii) That interest which is in arrears from 1-1-1934 to 31-12-1935 be ordered to be paid to him as the endowed property may yield 5% interest, as all the expenses in connection with the Charities have already been incurred in anticipation of the payment of the half-yearly bills; and

(iv) That the sum of P 67-8-0 held in reserve out of previous year interest be ordered to be paid to him in reimbursement of the expenses incurred by him for petty repairs to the buildings.

2. The Deputy Commissioner states that the scale proposed may be sanctioned, subject to the condition that Mr. Chandrasekhara Setty will feed no less than 6 Vaishya and 2 Brahmin students and will keep the chattram in good conditions. This is approved, and a copy of the sanctioned scale is annexed to this order.

3. The Deputy Commissioner further states that the interest which is in arrears since 1-1-1934 may be drawn and added on to the corpus of the Endowment Fund, as Mr. Chandrasekhara Setty who had agreed previously to allow the interest to be added on to the corpus now be permitted to go back on his undertaking and postpone for years the date from which the interest should go to augment the corpus and as it is seen from the account furnished by him that the rents realised during this period has not been taken into account. The Deputy Commissioner's recommendation on this behalf is also approved. In modification of the orders conveyed in para 3 of this office order dated 29-8-35 , payment of interest at 5% up to 30-7-35 is sanctioned and the bill for arrears due with the accounts submitted by

Mr. P. Chandrasekhara Setty is sent to the Comptroller to Government for audit and adjustment to the Endowment Fund.

4. The bill for Rs 67-8-0 on account of the expenses incurred for petty repairs to the buildings etc., is also sanctioned and forwarded to the Comptroller to Government for audit and return to the Deputy Commissioner, the charge being met from the amount held in reserve.

M. N. Chandrahasa
for Muzrai Commissioner.

The Deputy Commissioner, Bangalore District, returning records.
The Comptroller to Government.
Mr. P. Chandrasekhara Setty, Basavangudi, Bangalore City.

Scale of income and expenditure relating to the temple and chattram built built by late Sri. Kolepalli Narasimha Setty at Kudikatte, Bangalore City.

Income.

Details.	Per month.	Per year
	Rs.	Rs.
I. Income from 15 shops as per details furnished by Sri. Chandrasekhara Setty	120	1440
Total	120	1440

Expenditure.

I.	Establishment.		
	1. Clerk	11	132
	2. Archak	4	48
	3. Mantrapushpa	3	36
	4. Bhajantri	4	48
	5. Chattram Watchman	12	144
	6. " Sweeper	3	36
	7. Temple "	9	108
	8. Chattram Bhoti	3	36
	Total		168
II.	1. Electric charges of the temple	5	60
	2. " " " Chattram and shops	15	180
	3. Contingency	4	48
	4. Sadara (Rice 6 Kg, oil 3, Jaggery 2 Kgs Soaps 1 Kg)	14	168
	Total		456
III.	Festivals.		
	1. Sivaratri		15
	2. Karthika		15
	3. Navaratri		15
	4. Pradhamasa, Amavasya and Ekadasi		40
	Total		85
IV.	Miscellaneous.		
	Municipal tax on Chattram shops Repairs, Shade Parking etc.		120
	Feeding of Vaishya and Brahmin students		200
			35
	Total		451
	Grand Total		1440

M. N Anandaram

Trustee & Commissioner.

Office of the Muzrai Commissioner in Mysore
Bangalore, dated 1-12-36.

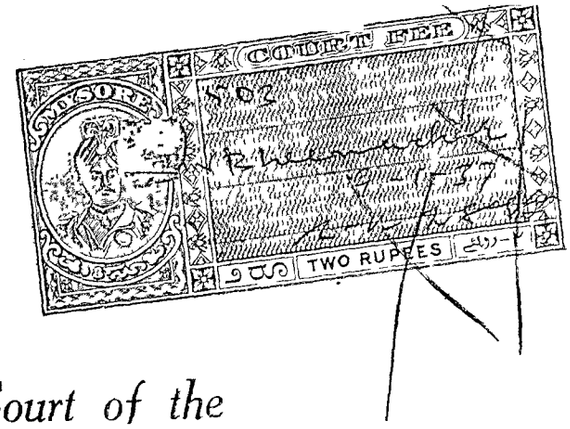
ENDORSEMENT.

Granted to Mr. Polepalli Chendrasekhara Setty, Merchant, Basavangudi, Bangalore City.

Endowment of late Mr. Polepalli Narasimhiah Setty, Siddikatte, Bangalore City.

With reference to his petition Registered No.P.C.119/36-37 dated 23-9-36 praying that the corpus of the above endowment may be limited to Rs 12,000-0-0 only, that the accrued interest thereon may not be added to the corpus of the fund in future, and that the interest now in arrears may be ordered to be paid to him, the scale of expenditure being confined to the interest on the endowment fund only, the petitioner is informed that as he has agreed to the addition of the interest to the corpus of the endowment fund till it is raised to Rs 25,000 as per G.O.No.2679-80/Muz.89-30-6 dated 13/15-6-1931 and as a scale of income and expenditure on the basis of the aggregate income derived from the institution from all sources as submitted by him has already been sanctioned in this office order No.R.Dis.62/36-37 dated 14/16-9-1936, his request cannot be complied with.

M N Anandaram.
for Muzrai Commissioner.



Filed by Mr. N. Bheemacharya and 9.1.37

In the Court of the *Bangalore City.*

BEFORE THE GOVERNMENT OF HIS HIGHNESS OF MYSORE. BANGALORE.

Muz Appeal No. CASE No. OF 1936 — 1937

Plaintiff. / *Appellant* / *Petitioner.* P. Chandrasekhara Setty. *Defendant.* / *Respondent.* / *Opponent.*

Vs.

1. I appellant abovenamed do, by these presents, retain Mr. N. BHEEMA CHARYA, B.A., LL.B., *Advocate,* Bangalore to appear and conduct the above case on behalf to judgment.

2. I further empower him to do all necessary acts in the above case, to execute any decree or order that may be passed in behalf and to receive from the Court all documents, refunds and all sums of money that I may be entitled to get and grant receipts therefor.

3. I also undertake to confirm and ratify all the acts done by the said Advocate or by any other Advocate on his behalf in so doing.

P. Chandrasekhara Setty.

Bangalore, 9/1/1937

Personally known to me and signed in my presence

Accepted.

C. Bheemacharya

Advocate.

Sreedevi Power Press Bangalore City.

GENERAL AND REVENUE SECRETARIAT.

Ext. No. 1 46

Dated, Bangalore, 28th January 1937.

Muz 165-36-3

(31)

ENDORSEMENT.

Mr. P. Chandrasekhara Setty,
Merchant, Residing in Basavanagudi, 2nd Cross
Road, Bangalore City.

With reference to his petition dated 9th January 1937 appealing against the order of the Muzrai Commissioner in the matter of the utilisation of the arrears of interest on the endowment of Polepalli Narasimhaiya Setty's Chatram at Siddiputta near the New Market, Bangalore City, Mr. P. Chandrasekhariah Setty is informed that his request for a stay order may be made in a separate petition duly stamped.

By Order,

Illegible

General Secretary to Government.

Aga/2.

SUBJECT .....

Section Mus

File No. 165-31

Serial No. 3

Diary No. of letter replied to 664

No. 1046

To

Mr. P. Chandrasekhara Vellai
Merchant. Residing at 12 Pillai
Road. Rangoon

General and Revenue Secretariat

( )

the *193*

Date of issue 28-1-37

Signed by Mr. Mrs Sofdar Hussain

With reference to his letter dated 9.1.37 applicating against the order of the M.C. in the matter of the withdrawal of water connection to the endowment ~~to the hospital~~ to Pillai Nagasami Chetty's Chattram ~~in~~ at Sirdicutte near Race Course, Rangoon city, Mr. P. Chandrasekhara Vellai is informed that his request for a reasonable may be made as a special case or by Agent fee.

D.C.

List of enclosures.....

Copied by.....

Examined by.....

WD 0253—GPB—15,000—26-8-32

27/1/37
for Gen Sec

Green pencil for
D. No 5364 or 934
Bill May 3
Sent to Lawson
on 1/5/37

GS
1/5/37

X's Recorded Collections
of M.C's office
Money Tk Office

Total Collections

No. Mg. 44/36-37.

Encl: one file of records

OFFICE OF THE MUZRAI COMMISSIONER

Bangalore, ...20th.. April... 1937

5 gunia office town Thirumakudal

FROM

K. V. ANANTARAMAN, Esq., B.A.,
Muzrai Commissioner in Mysore

GENERAL SECRETARY 21 APR. 1937

To

M. Venkatesa Iyengar, Esq., M.A.,
Secretary to the Government of His Highness the Maharaja of Mysore,
General *Department.*

Sir,

Re. the endowment of late Mr. Polepilli Narasimha Setty, Siddikatte.

Adverting to your Memo No.1045/Muz.165-36-2 dated 28-1-1937 forwarding the petition of Mr. P. Chandrasekhara Setty in re. the above and calling for a report together with the connected records in the matter, I have the honor to forward herewith the vernacular records on the subject and file No.C3-R.1080/27-28 dated 24th September 1936 received with the Bangalore District Deputy Commissioner's

No.R.Dis.62/36-37 } letter No.C3-2450/36-37 dated the 10th April 1937
" R.Dis.43/35-36 }
" R.Dis.52/32-33 } as also the marginally noted files of this office,
"D1 Dis.155/36-37 }

and to state that the facts are noted in full at all in the Note contained in this office file No.D1 Dis.155/36-37.

The petition received with your Memo is returned herewith.

I have the honor to be,

Sir,

Your most obedient servant,

K. V. Anantaraman

Muzrai Commissioner.

dix F G—1]

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Bangalore, Dated 6th. Jany. 1938.

No. 925/Muz 165-36

Official Memorandum.

Mr.P.Chandrasekhara Setty,
c/o
Mr.V.Bhimachariya, B.A., B.L.,
Advocate, Bangalore City.

With reference to his petition dated 5th Jany. 1937, appealing against the Muzrai Commissioner's Order No.Mis.62/36-37 dated 16th September 1936 passing orders regarding the affairs of the Kolipalli Narasimha Setty's Choultry at Siddaiatta, Bangalore City, and requesting that the endowment of the Chattram may be fixed at Rs.12,000/- and that the arrears of interest on the endowment may be paid to him instead of adding it to the corpus of the fund, Mr.P.Chandrasekhara Setty is informed that Government see no reason to interfere with the orders of the Muzrai Commissioner.

By Order,

Sd/- M. Venkatesa Iyengar,
Secretary to Government,
General Department.

To Mr.P.C.

G3

To C.

mo No. 926/Mug Dated 6th January 1938.

En: records

Copy of the foregoing is forwarded. with compliments, to the Muzrai Commissioner in Mysore with the connected records received with his letter No.M.3.44/36-37 dated 20th April 1937 on the subject.

By Order,

For Secretary to Government,
General Department.

M.M.B.

Appendix F G—1]

SUBJECT .....

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Section Inam

File No. 165-36

Serial No.

Diary No. of letter replied to ~~664~~ 1008.

No. 925

To

Mr. P. Chandrasekhara Setty,

C/o. Mr. N. Rhinacharya, B.A., L.L.B.,

Advocate, Bangalore City.

=

With reference to his petition dated 9th Janry. 1937 appealing against the Inamdar's Comr.'s order No. Dis. 62 / 36-37 dated 16th Sept. 1936 passing orders regarding the affairs of the Polepalli Narasimha Setty's Choultry at Siddicutta, Bangalore City, and requesting that the endowment of the Chattram may be fixed at Rs 12,000 and that the arrears of interest on the endowment may be paid to him instead of adding it to the

General and Revenue Secretariat

( )

the 193 .

Date of issue 6th Janry. 1938

Signed by Mr. S. K. Venkataramana Iyer

List of enclosures.....

Copied by.....

TYPING SECTION GENL. & REVENUE SECTT.

Examined by.....

WD 0253—GPB—15,000— 26-8-32

GS 3 1 38

(37)

to the corpus of the fund,

Mr. S. Chandrasekhara Setty is informed that Govt see no reason to interfere ~~requests can be complied with~~ the order of the

By order

31/1/38

Secy. to Govt.,
Gen. Dept.

No. 926 dated 6/1/38.

Copy forwarded with compliments to the Munsif Comr. with the connected records received with his letter No. A.C. 44/36-37 dated 20th April 1937 on the subject.

B. C.

31/1/38

Secy to Govt.
Gen. Dept.